

Middleton & Reutlinger
2500 Brown & Williamson Tower
Louisville, Kentucky 40202-3410

PHONE: (502) 584-1135
FAX: (502) 561-0442

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TO: U.S. Patent and Trademark Office
Examiner: Lyles Irving Group: 1731
Fax #571-273-8300

FROM: Charles I. Sherman, Reg.No. 22,998

DATE: December 20, 2005

PAGES: 10 in total (including cover sheet)

RE: U.S. Patent Application No. 10/654,169
Attorney Docket No.: BATC-9

Remarks: This facsimile is a response to the Restriction Requirement, having a mailing date of December 1, 2005.

Enclosed is:

- (1) Transmittal Form;
- (2) Amendment B.

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PTO/BB/21 (09-04)

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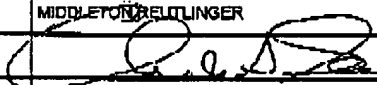
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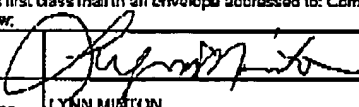
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/554,169
	Filing Date	09/03/2003
	First Named Inventor	KUHL
	Art Unit	1731
	Examiner Name	LYLES IRVING
	Attorney Docket Number	BATG-9
Total Number of Pages in This Submission		

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.62 or 1.63	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): FACSIMILE TRANSMITTAL FORM
Remarks		

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Firm Name	MIDDLETON REUTLINGER
Signature	
Printed name	CHARLES I. SHERMAN
Date	12/21/05
Reg. No.	22,998

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Typed or printed name	LYNN MUSTON
Date	12/21/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Kuhl et al. :
Serial No.: 10/654,169 : Examiner: Carmen V. Lyles Irving
Filed: 09/03/2003 : Group Art Unit: 1731
For: A Method and device for adjusting:
the selecting out of winnowings :

AMENDMENT B UNDER RULE 111

Commissioner for Patents
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Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement mailed December 1, 2005, please amend the
subject application accordingly:

Amendments to the Claims begin on page 2 of this document.

The Remarks begin on page 7 of this document.